

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

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EDDIE FLAKES, JR.,

Plaintiff,

Case No. 1:13-CV-322

v.

Hon. Gordon J. Quist

KENTWOOD, CITY OF, et al.,

Defendants.

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**ORDER ADOPTING**  
**REPORT AND RECOMMENDATION**

The Court has reviewed Magistrate Judge Carmody's Report and Recommendation issued on March 29, 2013. The Report and Recommendation was duly served on Plaintiff by mail on April 1, 2013. No objections have been filed pursuant to 28 U.S.C. § 636(b).

**THEREFORE, IT IS ORDERED** that the Report and Recommendation of the Magistrate Judge, filed March 29, 2013 (docket no. 4), is **APPROVED AND ADOPTED** as the opinion of the Court.

**IT IS FURTHER ORDERED** that pursuant to 28 U.S.C. § 1915(e)(2), Plaintiff's complaint is **DISMISSED** for failure to state a claim upon which relief may be granted. Fed. R. Civ. P. 12(b)(6).

This case is **concluded**.

Dated: May 6, 2013

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/s/ Gordon J. Quist  
GORDON J. QUIST  
UNITED STATES DISTRICT JUDGE